

IN THE SUPREME COURT OF THE STATE OF DELAWARE

LINDSAY E. BRADY-LEWIS, ¹	§
	§ No. 431, 2009
Petitioner Below-	§
Appellant,	§
	§ Court Below—Family Court
v.	§ of the State of Delaware
	§ in and for New Castle County
MATTHEW D. LEWIS,	§ File No. CN03-08183
	§ Petition Nos. 08-25198
Respondent Below-	§ 09-12814
Appellee.	§

Submitted: October 15, 2009

Decided: October 19, 2009

ORDER

This 19th day of October 2009, it appears to the Court that, on September 30, 2009, the Clerk of the Court issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the appellant's failure to diligently prosecute the appeal by not paying the Family Court filing fee and transcript costs. The appellant has failed to respond to the notice to show cause within the required 10-day period. Therefore, dismissal of this action is deemed to be unopposed.

¹ The Court *sua sponte* assigned pseudonyms to the parties by Order dated July 31, 2009. Supr. Ct. R. 7(d).

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rules 3(b) and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Jack B. Jacobs
Justice